IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE EIGHTEENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 21103 of 2004

Between:

Kodamala Visala, W/o. Kodamala Benai,
R/o. Kothapeta, Guntur, Guntur District.

..... PETITIONER

AND

The Special Officer and Competent Authority, Urban Land Ceiling, 5th Lane, Arundalpeta, Guntur, Guntur District.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly one in the nature of WRIT OF MANDAMUS directing the respondent herein to consider the representation of the petitioner dated 20-2-2004 as per the instructions/guidelines issued by the Govt. of India as per Letter No. 3/1/97 U.C.U. (2), dated 21-5-1997 and also as per the instructions issued by the Government of Andhra Pradesh in their Memo No. 73489/93 Rev/UCI, Dept., dated 15-2-1994.

Counsel for the Petitioner:MR.C.V.BHASKAR REDDY

Counsel for the Respondent: GP FOR URBAN LAND CEILING

The Court, at the stage of admission, made the following :

ORDER

The petitioner, claiming to be major as on the date of the Urban Land Ceiling Act (for short 'the Act') coming into force, states that she is entitled to a share in the property declared by her father under Section 6(1) of the Act.

In pursuance of the guidelines/instructions issued by the Government of India in Lr.No.3/1/97 U.C.U.(2) dated 21.5.1997, the petitioner made a representation on 20.2.2004 before the respondent to allot one share to her. It is also stated by her that though a final statement has been prepared long back, so far the respondent is not taking possession of the property and her family members are enjoying the same. Complaining that her representation is not being disposed of, the petitioner filed the present Writ Petition.

The learned counsel for the petitioner submits that as the petitioner has already filed a representation dated 20.2.2004, the respondent may be directed to consider the said representation and pass appropriate orders.

The learned Government Pleader for the respondent submits that in a similar writ petition being W.P.No.23582 of 2003 this Court directed the respondent to consider and dispose of the representation of the petitioner therein, filed pursuant to the instructions issued by the Government of India.

Heard the learned counsel for the petitioner and learned Government pleader for Urban Land Ceiling.

In the light of the instructions/guidelines (referred to above) issued by the Government of India, the Writ Petition is disposed of directing the respondent to consider and pass appropriate orders on the representation of the petitioner dated 20.2.2004 within a period of eight weeks from the date of receipt of a copy of this

order. No order as to costs.

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A. GOPAL REDDY. J.

18th November, 2004

tsr.

To

1 The Special Officer and Competent Authority, Urban Land Ceiling, 5th Lane, Arundalpeta, Guntur, Guntur District.

2. Two C.C.s to Government Pleader for Urban Land Ceiling, High Court Buildings, Hyderabad.(OUT)

3. Two C.D. copies.